

Previous references

1913.
(Munl)

File No

Serial Nos

197 13
1d 2

Later references

Sl 166-158 7 B April 1916
" 6-16 83 12-13 B January 1917

1 78- (W.F.S.)

Preserve

GENERAL AND REVENUE SECRETARIAT

Serial Nos

1d 2

Part B for

December 1913

SUBJECT

Leave to run off Vice Presidents
off of Ml Cls appointed by Govt

Sl 1 To Mr Comr Kolar Dist No 540 & 21 10-1913

States that Mr S Mathura Rao, run off Vice President of the Kolar Ml Cl has gone out of the station from 20 10 1913 handing over charge of his office under Decree to the Try Dist Comr & that he is expected back on 23 10 13 & asks instructions on the following points a, to the procedure and arrangements in the case of leave for short or long periods that the run off Vice President might require from time to time

(a) Does the leave require formal sanction, if so who is to sanction it

(b) Who is to be in charge of the Vice Presd's Office during

G R S 58

showing the absence of the non off Vice President on short or long leave &

(c) so the arrangements in the respect require previous appl of Govt. & note in the Mysore Gazette

Sl 2 To the Dy Comm Kotar Dist & the Dy Comm of other Dist G.O no 6313-20 of 20 2 1913

Issues instructions in the matter viz that Dy Comm may grant leave up to a period not exceeding three months that cases involving grant of leave exceeding 3 months shd be reported / sent & that for short periods the President shd look after the duties of the V & C that in other cases the Dy Comm may entrust the charge of current duties of V & C to any ex officio councillor

12 3 1914

GENERAL AND REVENUE SECRETARIAT.

(Mum.)

NOTES

File No

197
13

FILE HEADING

Leave to non-offl Vice Presidents of Ml cl

From

The Deputy Commissioner, Kolar Dist.

No

5240

Dated

21 10 1913

Received

25 10 1913

Diary No 2465

Enclos

Spare Copies

Serial No 1

BRIEF ABSTRACT OF LETTER

States that Mr S Malham Rao, non offl Vice President of the Kolar Ml cl has gone on leave from 20 10 1913 handing over charge of his office, under its act to the Dy Asst Commr & that he is expected to return on 23 10 1913 & solicits instructions on the following points as to the procedure & arrangements in the case of leave for short or long periods that the non offl Vice President might require from time to time

- (a) does the leave require formal sanction, if so who is to sanction the leave
- (b) who is to be in charge of the V.P.'s office during the absence of the non offl V.P. on short or long leave, &
- (c) do the arrangements in this respect require previous approval of Govt & Ml in the Mysore Gazette

NOTES AND ORDERS

Sub-sec (4) of Sec 23 of the Mysore Regulation says that every President & Vice President ex-officio shall cease to be a President or Vice President if he absents himself from the Mysore Ml cl for a period exceeding three months in such manner

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manner as to be unable to perform the duties of Presd or Vice Presd. Leave under this sub-section can be granted to a Presd. or Vice Presd appointed by Govt only by the Govt.

2 Sub-sec (5) of the above section limits the grant of leave to a Presd. or Vice Presd to six months & adds that whenever leave is granted to a Presd. or Vice President, a Commissioner shall be appointed or elected, as the case may be, to perform the duties or exercise all the powers of a President or Vice Presd during the period for which such leave is granted.

3 From the above it would appear that ^{short} periods — not exceeding 3 months — of absence on the part of a President or Vice President do not require sanction. In this case Mr. Mahare Rao need not have applied for permission to absent himself from the Municipality for about 3 days. The Dy Commr acting in having asked him to hand over charge to the Treasury Asst Commr was unwarranted.

4 If on the other hand, it is considered that absence of whatever period should be sanctioned, then such arrangements become

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become imperative Subsec 5 of Sec 23
This course is rather very inconvenient
5 If approved, the Dy Commr may,
in reply to his communication, referred
to Subsecs (4) & (5) of Sec 23 of the
Mil Regn, of Administrative exigencies require
that leave be granted by
APK 0 & (1) some authority even for
29 10 1913 periods within three months, and arrange-
ments made for the progress of the work
In the present case Govt is undoubtedly
the authority that can grant the leave
But as applications to Govt may not
always be possible, it is necessary
to devolve the power to Deputy Commissioner
when leave for short periods is concerned
Though the Regn does not authorize such
delegation, there is no harm in ordering
that Dy Commr may grant the leave and
of the work to be done by the Dy Commr, & to report it for subsequent confirmation by
Govt, in all cases of leave for less than 3 months
7 The acting arrangements may not
need notification in the Gazette unless
the leave exceeds three months
8. No financial principles are
involved as the Dy Commr to whom
the above proposals will apply

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General and Revenue
Secretariat

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in Hon^r officers

9 If the above rules are approved
suitable drafts will be proposed.

10 The Hon^r Dy Commr's action may be
approved The leave has been

Dy Secy).

10/11/13

1 Please see the practice in British India & ascertain also here

(It is presumed that the Dy Dy Commr is a Councilor

2/11/13

10/11/13

(1)

see routine
note put up

17/11/13

2 (1) Please see routine notes put up

(2) The Dy Dy Commr continues to be an ex-officio

member, under the Govt Dy Commr of 22.9.1908

as Kolar is a Dy Dy Commr

Dy Secy)

2/11/13

Please put up a draft for providing for the following —

The President may grant leave to any Vice P

of M C appointed under sub (a), cl (2) of sec 23

of the M Reg up to a period not exceeding

three months

2 As regards the performance of the duties of

the V P during his absence on such leave, the

President may entrust the duties to any other

are of very short duration In other cases

the President may entrust the charge of the

current duties of the V P to any ex-officio

Councilor

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3 Cases involving grant of leave exceeding 15 days to Vice Ps should be reported to GAD for information

Mr. Draft of an order is submitted

29. 11 1913

2-12-
18 Please put up my ~~bag~~ baggage ~~luggage~~

16 Substantiated with a toy draft

9/12/20

7 Dec 71

8 Please put up a hdy draft as revised

19 A clean draft is made

4470
10 12 13 (11)

20 By LCN/

2/ The draft letter may be approved

2nd Counselor

22

Appendix

16/12

23 Wren
1612

2 To the 2d Comr, Kolan Dep of the 2d Comr of other D's 706343 20
of 20/12 1913

Does not mean, in the matter of Crawling have to run off
 You expect of the it's appointed by God when the hour of substance
 does not exceed 3 months

6

GRS 13]

Routine Notes

[To be used only for notes, requisitions, etc, not intended for permanent record]

I Bombay Dist Mutha Act,
III of 1901

sec 23 (5) & (6)

Provisions in the several
British Indian Municipal
Acts in absence of a Presd
or Vice Presd of a M L Cl
& filling up the vacancy

Excepting a Salaries Servant
of Govt who is either appointed
or an Ex officio President. Every
President absenting without
leave for more than 3 months
& every Vice President absenting
without leave for more than
15 days shall cease to be
President or Vice President

Leave to an appointed Presd
by Govt shall be granted by the Govt. to an
elected Presd or Vice President
by the concerned M L Cl, but
the leave in the case of an
elected Vice President shall
be subject to the approval
of the Governor-in-council or
the Commissioner as the
case may be

The maximum period
for which a M L Cl can grant
leave is

NB—Should routine notes be written on small slips
the notes must be copied or slips pasted on
this form

Routine Notes

[To be used only for notes, requisitions, etc., not intended for permanent record.]

2
7

II The Bengal Mel Act, III of
1884

Sec 26 B

Sec 27.

III Madras Dist Muth's Act,
IV of 1884

Sec 19 (1) (iii)

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leave is six months
Vacancy in Vice President-
ship shall be filled up by election

The Commisary at
a meeting may grant leave
of absence to their Chairman
or Vice Chairman for any
period not exceeding three
months in any one year.

During term of absence
leave of absence a substitute
shall be appointed or elected

Any chairman or Vice-
Chairman may be removed
by the Governor in Council
if he, without an excuse
sufficient in the opinion of
the Governor or in Council,
neglects for more than
three consecutive months
to be present at the meetings
of the Mel Cl.

In

Routine Notes

[To be used only for notes, requisitions, etc, not intended for permanent record]

Sec 15(1)

In any Municipality where the Office of Chairman becomes vacant, the Vice Chairman or if there is no Vice Chairman, the Revenue Officer in charge of the Division of the District wherein such Municipality is situated shall assume charge of the Office of the Chairman & shall discharge the duties of the same until Chairman is duly appointed.

Sec 15(2)

In the temporary absence of the Chairman, his powers devolve upon the Vice Chairman if any.

IV North-Western Provinces and Oudh Munis. Act I of 1900.

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Sec 24

The local govt may remove any Chairman or Vice Chairman of a board, if he, without sufficient excuse, neglects for more than 3 consecutive months to be present at the meeting.

Routine Notes

[To be used only for notes, requisitions, etc., not intended for permanent record]

Sec 25-

The Central Provinces and
Act, XVI of 1903.

Sec 13.

of the Board.

Vacancy to be filled
up (by election or appoint-
ment)

The local fort may
at any time, remove a
President or Vice President
if he, without an excuse
sufficient in the opinion
of the Local fort, absent-
himself for more than 3
consecutive months from
the meetings of the Committee
or of a Sub Committee
of which he is a member.

The Act does not say
what should be done
with reference to the Vacancy.
The Vacancy should be
filled up as under Sec 12(1)
there shall be a President &
Vice President for
local fort.

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Routine Notes

[To be used only for notes, requisitions, etc., not intended for permanent record]

VI The Punjab Mil
Act, 1911

Sec 20(1), & 16 (1)(c)

Sec 22

Sec 23.

VII The Burma Mined
Act 1898

Sec 11 (1)

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Sec 18(2)

Any President or Vice-Presd. may be removed by local govt if he has absented himself ~~from more~~ for more than 3 consecutive months from the meetings of the Committee

He can also be removed from office in pursuance of a resolution to that effect passed by 2/3rds of the members of the Committee

Vacancy should be filled up

A President or Vice President may be removed for ~~not~~ attending none of the meetings of the Committee held during the space of three consecutive months.

He can also be removed in pursuance of a resolution

Routine Notes

[To be used only for notes, requisitions, etc, not intended for permanent record]

Sec 19 (1)

to that effect passed by
2/3rd of the members pre-
sent at a Spl meeting
Vacancy should be
filled up

From the above it
would appear that
the only Acts which provide
for the grant of leave
to a President or Vice Pres
are I & II but
the latter makes it obli-
gatory on the President
or Vice-President to ~~get~~
leave obtain leave ~~where~~
the period of absence
may be (not exceeding
3 months) Excepting
II the rest countenance
the absence without leave
for a period not ex-
ceeding 3 months The Punjab
L

(X)
In the case of a Vice President the absence
without leave cannot exceed 15 days - in the
Bombay ^{case} a m. cl. can be without a Pres. &
it cannot do without a Vice President.

NB—Should routine notes be written on small slips
the notes must be copied or slips pasted on
this form

G R S 13]

Routine Notes

[To be used only for notes, requisitions, etc, not intended for permanent record]

Burma Acts provide for the removal of these officers ~~if the Council Committee~~ if $\frac{2}{3}$ rds of the members resolve to that effect. In this case the vacancy may be filled up without waiting for 3 months. The Budget and the provisions of Sec 15 of the Madras Dist. Mun. Act remove practical difficulties in the matter.

AKG

17. 11 1913

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14/10/23
21/10/23
191
From

The Deputy Commissioner &
President,
District & Municipal Boards
Kolar District.

To
The Secretary to the Government of
H. H. the Maharaja of Mysore,
Gen & Rev Departments,
Bangalore.

Dated 21
23rd October 1923.

Despatched

Received

General No 5740
No

Enclosure No one

Soliciting instructions
of Government re the
grant of leave to the
non-official Vice-
President Kolar Town
Municipal Council -

1

D 2465

Office of the Deputy Commissioner & President,
District & Municipal Boards,
Kolar District,
dated, K o l a r, the ²³ 23rd October 1913.

From

P. F. B o w r i n g, Esquire.
Deputy Commissioner, & President
District & Municipal Boards,
Kolar District.

ul 197-13
811

To

K. R. SRINIVASIRENGAR, Esquire, M. A.,
Secretary to the Government of His Highness
the Maharaja of Mysore, General and Revenue Depts,
B a n g a l o r e.

Sir,

I have the honor to report that Mr. S. Malhari Rao, non-official Vice-President of the Kolar Town Municipal Council has gone out of the station to Vellore on account of a marriage from the 20th instant, handing over charge of his duties, under my orders, to the Treasury Assistant Commissioner, Mr. A. -- Mrityunjaya Iyer. He is expected to return on the 23rd instant.

2 In this connection, I solicit instructions of Government as to the procedure and arrangements in the case of leave for short or long periods that the non-official Vice-President might require from time to time.

(a) Does the leave require formal sanction, if so who is to sanction the leave?

(b) Who is to be in charge of the Vice-Presidency during the absence of the non-official Vice-President on short or long leave

2

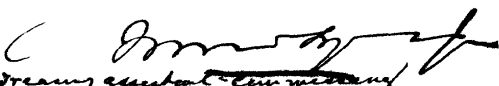
(c) Do the arrangements in this respect require previous approval of Government and Notification in the Mysore Gazette

3. I request the favor of early orders for future guidance.

I have the honor to be,

S i r,

Your most obedient servant,


Deputy Commissioner &
President,
Dist. & Muncpl. Boards,
Kolar District.
(Abdul Fom Shahid)

GRS 28]

*Please
copy*

17/12

Leave to non offl Vice Pres
of Jil cts appointed by Govt
Print

File No 197
13

Serial No 2

Diary No of letter replied to 2465

GENERAL AND REVENUE
SECRETARIAT
(Munt)

the

191

Proceedings of the Government of His Highness
the Maharaja of Mysore

READ

Letter No 540 dated the

Date of issue 20/12/13

Signed by Mra V Ramana than

21st October 1913 from the Dy Commr
Kolar Dist, reporting that Mr S Mal
hari Rao, Non Official Vice-President
of the Kolar Taluk Council was per
mitted to leave the station for
three days, handing over charge of
his duties to the Treasury Assistant
Commissioner and Soliciting in
structions as to the procedure to be

observed
OCC

SUBJECT

HA/

erved and arrangements to be
made in the case of Grant of leave
for short or long periods to non off
Vice Presidents.

Order thereon No 6313 20 d, 20 12.13
m/497-13

Govt are pleased to issue the
following directions under Sec 180 of
the Mysore Municipal Regulation
in regard to the grant of leave to
non official Vice Presidents of
Munl Councils appointed under
Sub clause (a) Clause (2) of Sec 23
of the Said Regulation.

I Deputy Commissioners of Districts
may grant leave to non official
Vice Presidents up to a period
not exceeding three months
continuously.

II Whenever the absence on leave
of a Vice President is of short
duration his duties during
such absence should be looked
after by the President of the

G R S 27]

GENERAL AND REVENUE
SECRETARIAT

(Continuation sheet draft form)

will
16/12/15

Print
Am

the Municipality concerned. In
other cases, the Deputy Commissioners
may entrust the charge of the
current duties of the Vice Presi-
dent to any ex-officio Commis-
sioner.

III Cases involving the grant
of leave exceeding 15 days should
be reported to Govt for
information.

10/12/13 ²⁰⁰⁰ 13/12 ^{Am} 11/12 for Secretary
20

The Dy Commr, Kolar District
" Dy Commrs of other Districts

SLM
11/14

*Proceedings of the Government of His Highness the Maharaja of Mysore,
Local Fund and Sanitary (Municipal), dated 20th December 1913*

READ—

Letter No 540, dated the 21st October 1913, from the Deputy Commissioner, Kolar District reporting that Mr S Marari Rao, non-official Vice President of the Kolar Municipal Council, was permitted to leave the station for three days, handing over charge of his duties to the Treasury Assistant Commissioner, and soliciting instructions as to the procedure to be observed and arrangements to be made in the case of grant of leave for short or long periods to non official Vice Presidents:

No 6313-20—ML 197-13 20 DATED BANGALORE, 20TH DECEMBER 1913.

ORDER THEREON—Government are pleased to issue the following directions under Section 180 of the Mysore Municipal Regulation in regard to the grant of leave to non official Vice-Presidents of Municipal Councils appointed under sub-clause (a) clause (2) of Section 23 of the said Regulation

- I Deputy Commissioners of Districts may grant leave to non-official Vice-Presidents up to a period not exceeding three months continuously
- II Whenever the absence on leave of a Vice-President is of short duration his duties during such absence should be looked after by the President of the Municipality concerned. In other cases, the Deputy Commissioner may entrust the charge of the current duties of the Vice-President to any *ex officio* Councillor
- III Cases involving the grant of leave exceeding fifteen days should be reported to Government for information

K R SRINIVASIENGAR,
Secy to Govt, Gen & Rev Depts

To—The Deputy Commissioner Kolar District
The Deputy Commissioners of other Districts,

End — c R

1913-14

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

LOCAL FUND AND SANITARY
(MUNICIPAL)

PROCEEDINGS

Dated 20th December 1913

No 6313 20
MI 107-13 2

Issues instructions in the matter of
granting leave to non official Vice-
Presidents of Municipal Councils

